## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

the Application of:

KIMBERLY F. GLASSMANN

CASE NO.: BB1449USNA

APPLICATION NO.: 09/887194

**GROUP ART UNIT: 1635** 

FILED: JUNE 22, 2001

EXAMINER: KAREN A. LACOURCIERE

FOR: RECOMBINANT CONSTRUCTS

AND THEIR USE IN REDUCING

**GENE EXPRESSION** 

## **CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. 1.48(b)**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The prosecution of this application has resulted in the cancellation of claims so that less than all the originally named inventors are the actual inventors of the invention being claimed.

Please amend this application to delete <u>Kimberly F. Glassman, William J. Gordon-Kamm, Keith S. Lowe and Scott E. Nichols</u> as co-inventors. <u>Kimberly F. Glassman, William J. Gordon-Kamm, Keith S. Lowe and Scott E. Nichols</u> are being deleted as co-inventor for this application because his invention is no longer being claimed in the application. The co-inventors for this application remain Anthony J. Kinney and Kevin L. Stecca.

Please charge the required fee under 37 CFR 1.17(i) of \$130.00 to Deposit Account 04-1928 (E. I. du Pont de Nemours and Company). If this fee is insufficient or incorrect, please charge or credit the balance to the above-identified account.

Respectfully submitted,

05/28/2004 DEMMANU1 00000085 041928 09887194

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LYNNE M. CHRISTENBURY ATTORNEY FOR APPLICANT

REGISTRATION NO. 30,971 TELEPHONE: 302-992-5481 FACSIMILE: 302-892-1026

DATED: May 25, 2004

S:\Patent Documents\Ag Products\BB-14xx-BB15xx\Bb-1449\BB1449 Correction of Inventor 1.45bv1.de

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PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
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## FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

Complete if Known				
Application Number	09/887194			
Filing Date	June 22, 2001			
First Named Inventor	Kimberly F. Glassman Et. Al.			
Examiner Name	Karen A. Lacourciere			
Art Unit	1635			
Attorney Docket No.	BB1449USNA			

Fee	METHOD OF PAYMENT (check all that apply)			FEE CALCULATION (continued)							
Deposit Account	Check Credit card Money Other None				3. ADDITIONAL FEES						
Deposit				<u>Large l</u>			Entity				
Account Number   Deposit			0.1.4000				Fee Code		Fee Description	Ego Baid	
Deposit Account   Received   Deposit Account   Received   Deposit Account   Deposi	Account		04-1928						Surcharge - late filing fee or oath	Fee Falu	
1053   130	Deposit	E I du Do	ent do Nemours and Co	mnany	1052	50	2052	25	Surcharge - late provisional filing fee or		
Charge fee(s) indicated below   Credit any overpayments   1812 2.520		E. 1. du Po	ont de Nemours and Co	Прапу	4050	420	4052				
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Examiner action			• • • • •	* *	1001	020	1004	020			
Test	<u> </u>		•	fee	1805	1,840*	1805	1,840*			
1. BASIC FILING FEE   Large Entity   Small Entity	10 1110 12010 10	<del> </del>		-	1251	110	2251	55	Extension for reply within first month		
Large Entity   Small Entity   Fee	1 BASIC E				1252	420	2252	210	Extension for reply within second month		
Fee					1253	950	2253	475	Extension for reply within third month		
1001 770   2001 385   Utility filing fee   1255 2,010   1255 1,005   Extension for reply within fifth month   1401 330   2401 165   Notice of Appeal   1402 330   2402 165   Filing a brief in support of an appeal   1403 290   2403 145   Request for oral hearing   1451 1,510   1451 1,510   Petition to institute a public use proceeding   1452 110   1452 110   1452 110   1455   1,510   Petition to revive - unavoidable   1453 1,330   2402 165   Filing a brief in support of an appeal   1403 290   2403 145   Request for oral hearing   1451 1,510   Petition to revive - unavoidable   1453 1,330   2453   665   Petition to revive - unavoidable   1453 1,330   2453   665   Petition to revive - unintentional   1501 1,330   2501   665   Utility issue fee (or reissue)   1503 640   2503 320   Plant issue fee   1503 640   2503 320   Plant issue fee   1660 130   1460 130   Petitions to the Commissioner   1460 130   1460 130   Petitions to the Commissioner   1460 130   1460 130   Petitions to the Commissioner   1807 50   Processing fee under 37 CFR 1.17(q)   1806 180   Submission of Information Disclosure Stmt   1809 770	Fee Fee	Fee Fee	Fee Description	Fee Paid	1254	1,480	2254	740	Extension for reply within fourth month		
1002 340   2002 170   Design filing fee   1401 330   2401 165   Notice of Appeal   1402 330   2402 165   Filing a brief in support of an appeal   1403 290   2403 145   Request for oral hearing   1451 1,510   1451 1,510   Petition to institute a public use proceeding   1451 1,510   1451 1,510   Petition to revive - unavoidable   1453 1,330   2452   55   Petition to revive - unavoidable   1453 1,330   2453   665   Petition to revive - unintentional   1453 1,330   2501   665   Utility issue fee (or reissue)   1501 1,330   2501   665   Utility issue fee (or reissue)   1503   640   2503   320   Plant issue fee   1460   130   Petition to the Commissioner   1450   130   Petition			Utility filing fee		1255	2,010	2255	1,005	Extension for reply within fifth month		
1003 530   2003 265   Plant filing fee   1402 330   2402 165   Filing a brief in support of an appeal   1403 290   2403 145   Request for oral hearing   1451 1,510   1451 1,510   Petition to institute a public use proceeding   1451 1,510   1451 1,510   Petition to revive - unavoidable   1453 1,330   2453 665   Petition to revive - unavoidable   1453 1,330   2453 665   Petition to revive - unintentional   1501 1,330   2501 665   Utility issue fee (or reissue)   1502 480   2502 240   Design issue fee   1503 640   2503 320   Plant issue fee   1503 640   130   Petition to revive - unintentional   1501 1,330   145			_		1401	330	2401	165	Notice of Appeal		
1404 770   2004 385   Reissue filing fee	1003 530	2003 265			1402	330	2402	165	Filing a brief in support of an appeal		
SUBTOTAL (1)   (\$)   0.00   1452   110   2452   55 Petition to revive - unavoidable   1453   1,330   2453   665 Petition to revive - unintentional   1501   1,330   2501   665   Utility issue fee (or reissue)   1502   480   2502   240   Design issue fee   1503   640   2503   320 Plant issue fee   1503   640   130   Petitions to the Commissioner   1600   1807   50 Processing fee under 37 CFR   1.17(q)   1806   180   1806   180   1806   180   Submission of Information Disclosure Stmt   1609   1807   1809   18	1004 770	2004 385		-	1403	290	2403	145	Request for oral hearing		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE   Fee from   below   Fee Paid   1501   1,330   2501   665   Utility issue fee (or reissue)	1005 160	2005 80	Provisional filing fee		1451	1,510	1451	1,510	Petition to institute a public use proceeding		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from below Fee Paid   1501 1,330   2453 665 Petition to revive - unintentional   1501 1,330   2501 665 Utility issue fee (or reissue)   1502 480   2502 240 Design issue fee   1503 640   2503 320 Plant issue fee   1503 640   130 Petitions to the Commissioner   1460 130 Petitions to the Commission   1460 130 Petitions to the Commissioner   1460 130 Petitions to the Commission   1460 130 Petitions to the Commission   1460 130 Petitions to			SUBTOTAL (1) (\$)	0.00	1452	110	2452	55	Petition to revive - unavoidable		
Extra Claims	0 51/254				1453	1,330	2453	665	Petition to revive - unintentional		
Total Claims	2. EXTRA (	CLAIM FEE		m	1501	1,330	2501	665	Utility issue fee (or reissue)		
Independent Claims	Total Claims			1	1502	480	2502	240	Design issue fee		
Multiple Dependent YES    YES   1807   50   1807   70   1808				<del> </del>	1503	640		320	Plant issue fee		
Large Entity   Small Entity   Fee Fee Code (\$)   Fee Description   1807   50   1807   50   Processing fee under 37 CFR 1.17(q)   1806   180   Submission of Information Disclosure Stmt   8021   40   8021   40   Recording each patent assignment per property (times number of properties)   1809   770   2809   385   Filing a submission after final rejection (37 CFR 1.129(a))   1806   1807   1807	Claims			! = !	1460	130	1460	130	Petitions to the Commissioner		
Fee Fee Code (\$)  1202 18  1202 9 Claims in excess of 20  1203 290  1204 86  2204 43  ** Reissue independent claims over original patent  1204 86  ** Reissue independent claims over original patent  1205 180  1206 180 3ubmission of michination bisclosule stiff.  8021 40  8021 40  8021 40  8021 40  Recording each patent assignment per property (times number of properties)  1809 770  2809 385 Filing a submission after final rejection (37 CFR 1.129(a))  1810 770  2810 385 For each additional invention to be examined (37 CFR 1.129(b))  1801 770 2801 385 Request for Continued Examination (RCE)				. ٦	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		
Code (\$)         Code (\$)         Code (\$)         8021         40         Recording each patent assignment per property (times number of properties)           1202         18         2202         9         Claims in excess of 20         1809         770         2809         385 Filing a submission after final rejection (37 CFR 1.129(a))         2809         385 For each additional invention to be examined (37 CFR 1.129(b))         2810         385 For each additional invention to be examined (37 CFR 1.129(b))         2809         385 For each additional invention to be examined (37 CFR 1.129(b))         2809         385 For each additional invention to be examined (37 CFR 1.129(b))         2809         385 For each additional invention to be examined (37 CFR 1.129(b))         2809         385 For each additional invention (RCE)         2809         385 For each additional					1806	180	1806				
1202 18 2202 9 Claims in excess of 20 1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a)) 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) 2801 385 Request for Continued Examination (RCE)					8021	40	8021	40	Recording each patent assignment per property (times number of properties)		
1203 290 2203 145 Multiple dependent claim, if not paid 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b))  1204 86 2204 43 ** Reissue independent claims over original patent 1801 770 2801 385 Request for Continued Examination (RCE)				excess of 3	1809	770	2809	385	Filing a submission after final rejection		
1204 86 2204 43 ** Reissue independent claims over original patent 1801 770 2801 385 Request for Continued Examination (RCE)			·		1810	770	2810	385	, , , , , , , , , , , , , , , , , , , ,		
				t claims					examined (37 CFR 1.129(b))		
	1205 18	2205	•	cess of 20	1801		1802				
and over original patent of a design application		I	and over original pate	ent				***************************************	of a design application	130.00	
SUBTOTAL (2) (\$) 0.00   State to (specify)	SUBIOTAL (2) (\$) 0.00   +							*************			
**or number previously paid, if greater; For Reissues, see above *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 130.00	30.00										

SUBMITTED BY	(Complete (if applicable))				
Name (Print/Type)	Lynne M. Christenbury	Registration No. (Attorney/Agent)	30,971	Telephone	(302) 992-5481
Signature	Lenne M. Christinh	ves		Date	may 25, 2004

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.